IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

THURSDAY, THE 20TH SEPTEMBER 2007 / 29TH BHADRA 1929

WP(C).No. 27965 of 2007(D)

PETITIONER:

THE MANAGING DIRECTOR,
KERALA STATE ROAD TRANSPORT CORPORATION,
THIRUVANANTHAPURAM, REPRESENTED BY
DEPUTY LAW OFFICER, SRI. RANJITH JOSEPH.

BY ADV. SRI.K.PRABHAKARAN, SC, K.S.R.T.C.

RESPONDENT:

SRI. M.L.JOHNY, S/O LONAPPAN,
MOOLAPARAMBIL HOUSE, THRIKKUR,
KONIKKARA P.O., THRISSUR DISTRICT.

BY ADV. SHRI N. ANANTHARAJAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No. 27965 of 2007

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Dated this the 20th day of September, 2007

JUDGMENT

Petitioner challenges Ext.P3.

2. I heard learned counsel for the respondent also.

3. The question is covered by the judgment in W.P.(C) 19040 of 2007. I find that the case of the respondent was built around the need for money for the marriage of the daughter of the respondent. The respondent retired on 30.11.2006 .

In the facts of the case while giving declaration in terms of prayer No.2, Ext.P3 will be modified and there will be a direction to pay to the respondent the amount due to him as DCRG or Commuted Value of Pension, whichever is higher within a period of two months from today. Subject to the same, Ext.P3 will stand set aside.

The writ petition is disposed of as above.

(K.M. JOSEPH, JUDGE)

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